JCG:RDE:HWG:mel

### UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JANICE SHORTER, PERSONAL :

REPRESENTATIVE AND LEGAL : NO. 3:16-CV-01973

**GUARDIAN FOR DONSHAY SAYLES, :** 

:

Plaintiff,

(Judge Mannion)

v. : (Magistrate Judge Arbuckle)

:

CHARLES E. SAMUELS, JR., ET AL. : Electronically Filed

:

**Defendants.** :

# MOTION FOR LEAVE TO SUPPLEMENT DEFENDANTS' OBJECTIONS TO THE REPORT AND RECOMMENDATION

The *Bivens* Defendants have filed objections to the Magistrate Judge's Report and Recommendation issued May 8, 2020. They now move for leave to supplement their objections with new information obtained through discovery that is material to the issues pending before the Court.

Counsel for Plaintiff do not concur in the motion. As such, a brief in support of this motion has been filed in accordance with M.D. Pa. Local Rule 7.5.

Respectfully submitted,

JOHN C. GURGANUS United States Attorney

s/ Richard D. Euliss
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Dated: February 1, 2022

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#### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion as to be competent to serve papers. That on February 1, 2022, she served a copy of the attached

## MOTION FOR LEAVE TO SUPPLEMENT DEFENDANTS' OBJECTIONS TO THE REPORT AND RECOMMENDATION

by electronic service pursuant to Local Rule 5.7 and Standing Order 05-6, & 12.2 to the following individual(s):

Jennifer J. Tobin, Esquire Christopher J. Heavens, Esquire Jay T. McCamic, Esquire W. Perry Zivley, Jr., Esquire Anthony I. Werner, Esquire

s/ Michele E. LincalisMichele E. LincalisSupv. Paralegal Specialist